



PTO/SB/21 (08-00)


**TRANSMITTAL  
FORM***(to be used for all correspondence after initial filing)*

<b>Application Number</b>	10/588,064		
	<b>Filing Date</b>	August 1, 2006	
	<b>First Named Inventor</b>	Kiyoshi KATO	
	<b>Group Art Unit</b>	2827	
	<b>Examiner Name</b>	Michael J. Weinberg	
<b>Total Number of Pages in This Submission</b>		<b>Attorney Docket Number</b>	0756-7772


**ENCLOSURES** (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Declaration and Power of Attorney <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosures 1. 2. 3. 4. 5. 6.
<b>Remarks</b>		<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required or credit any overpayments to Deposit Account No. 50- 2280 for the above identified docket number.

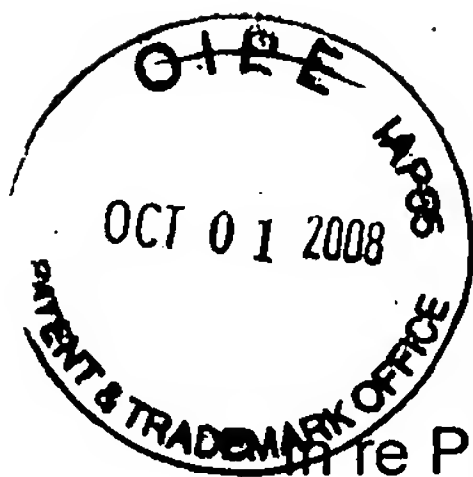
**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

<b>Firm or Individual name</b>	Eric J. Robinson, Reg. No. 38,285 Robinson Intellectual Property Law Office, P.C. PMB 955 21010 Southbank Street Potomac Falls, VA 20165
<b>Signature</b>	
<b>Date</b>	September 29, 2008

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.			
<b>Type or printed name</b>		Adele M. Stamper	
<b>Signature</b>		<b>Date</b>	September 29, 2008

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Attorney Docket No. 0756-7772

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Patent Application of:

Kiyoshi KATO

Serial No. 10/588,064

Filed: August 1, 2006

For: NONVOLATILE MEMORY

) Group Art Unit: 2827

) Examiner: Michael J. Weinberg

) CERTIFICATE OF MAILING

) I hereby certify that this correspondence is  
) being deposited with the United States Postal  
) Service with sufficient postage as First Class  
) Mail in an envelope addressed to:  
) Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450, on September  
29, 2008.

Adeline M. Stamper

RESPONSE TO ELECTION REQUIREMENT

Honorable Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the election requirement in the Office Action of August 28, 2008, Applicant hereby elects Species I, an NVM with two memory elements per memory cell. Claims 1, 3, 5, 7, 9, 11, and 13-17 read on the elected species and thus are subject to examination at this time.

Examination on the merits is requested.

Respectfully submitted,

Eric J. Robinson  
Reg. No. 38,285

Robinson Intellectual Property Law Office, P.C.  
PMB 955  
21010 Southbank Street  
Potomac Falls, Virginia 20165  
(571) 434-6789